



**CALIFORNIA
HIGH-SPEED RAIL
AUTHORITY**

**BOARD MEETING MINUTES
September 1, 2010 (Day One)
State Capitol – Room 4202
Sacramento, California**

The public meeting of the California High-Speed Rail Authority was called to order on September 1, 2010 at 2:35 pm at the State Capitol, Sacramento, CA.

Members Present: Curt Pringle, Chairman
Thomas Umberg, Vice-Chairman - Absent
Russell Burns - Absent
David Crane – Arrived Late
Rod Diridon, Sr.
Fran Florez
Richard Katz - Absent
Quentin Kopp
Lynn Schenk – Arrived Late

Agenda Item #1 – Staff Presentation on Final Program EIR – Bay Area to Central Valley

CEO van Ark introduced Dan Leavitt and Danae Aitchison to present the staff presentation on Final Bay Area to Central Valley High-Speed Train Final Program Environmental Impact Report (EIR).

Public Comment

An opportunity for public comment was provided in regards to the Final Program EIR. Positive support was voiced, while concern was conveyed by some regarding the Final EIR.

At 4:15 pm, Chairman Pringle recessed the CHSRA Board Meeting until September 2, 2010 at 9:00 am to be held at the Sacramento City Hall, City Council Chambers at 915 I Street, Sacramento, CA.



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AUTHORITY**

**BOARD MEETING MINUTES
September 2, 2010 (Day 2)
Sacramento City Hall Council Chambers
915 I Street
Sacramento, CA
(Recessed from September 1, 2010)**

The public meeting of the California High-Speed Rail Authority was called back to order on September 2, 2010 at 9:05 am at the Sacramento City Hall at 915 I Street in Sacramento, CA.

Members Present: Curt Pringle, Chairman
Thomas Umberg, Vice-Chairman – Arrived Late
David Crane
Rod Diridon, Sr.
Fran Florez
Richard Katz
Quentin Kopp
Lynn Schenk

Russell Burns - Absent

Pledge of Allegiance:

Administered by Member Diridon

Agenda Item # 5 – Summary and Brief Response to Comment Rec'd on the Final Program EIR

CEO van Ark introduced Dan Leavitt to present a brief summary of responses to Public Comment on the EIR/EIS received during day one of the meeting. Judge Kopp and Member Schenk both complimented and thanked Dan Leavitt and staff for the time and effort put into the preparation of the report and summary and stated that they were both eminently readable and very understandable.

Agenda Item # 6 – Final Program EIR, Alignment & Station Locations for Bay Area - Central Vly

A brief overview of each of the specific documents/attachments that are included in the Final EIR and Draft Resolution # HSRA 11-11 was given by Danae Aitchison, Deputy Attorney General with the CA Dept. of Justice and one of the CHSRA's Attorney General's office legal team that is advising the Authority on the Environmental process needs for the high speed train system.

Staff recommendation is that the Board certify the Revised Final Program EIR for its compliance with CEQA; adopt the CEQA Findings of Fact and Statement of Overriding Consideration; adopt the Mitigation Monitoring and Reporting Program; and approve the Pacheco Pass Network Alternative swerving San Francisco via San Jose, preferred alignments and station location options, as identified in draft Resolution # HSRA 11-11 and its attachments.

Public Comment was provided for this agenda item.

Member Diridon made a motion to approve the staff recommendation, seconded by Mr. Kopp; roll was called; the motion passed unanimously. (7-0)

Agenda Item # 7 – Delegation of Authority to CEO, Administrative Record Preparation Contract.

Staff recommendation is that the Board approve and adopt resolution #HSRA 11-12 providing a delegation of authority to the Chief Executive Officer to take whatever steps are necessary, including the execution of a contract, to accomplish the preparation of the administrative record concerning the Revised Final Program EIR for the Bay Area to Central Valley portion of the HST system.

Judge Kopp recommends an amendment in language in Clause 3 of the Resolution; (extract the words “in this matter” and replace with “related to revised the final program EIR if necessary and at a reasonable cost”). Judge Kopp made a motion to approve the staff recommendation with the amendment; after clarification from legal counsel, Member Diridon seconded. Motion passed unanimously with Judge Kopp’s amendment.

Agenda Item # 1 – Public Comment

Chairman Pringle called for additional general public comment.

Agenda Item # 2 – Approval of Meeting Minutes

Member Diridon motioned to approve August meeting minutes; seconded by Member Schenk; vote was taken, the motion passed unanimously.

Agenda Item # 3 – Executive/Administrative Committee Report

Chairman Pringle gave brief overview of Executive/Administrative Committee meeting: HST Station Area Development Policy was cont’d for 30 days w/no objections from Board. Legislative Update: CEO to work direct w/Governor’s Office on Legislative Issues, no objections from Board.

Board Policies & Procedure Amendments:

Proposed Amendment # 1:

The following addition to the board’s Policies and Procedures has been proposed:

Any board member may secure placement of a matter for information or action on the monthly agenda of the board. A member may also place a matter on the agenda of a committee which has subject matter jurisdiction of such matter.

This language, if adopted, could be added as a new Article III, Section E, paragraph 1.

After discussion among board members, member Kopp made a motion to continue until next meeting after having had a discussion with members Crane and Schenk regarding this issue. With no objection, item was cont'd to next monthly committee meeting.

Proposed Amendment # 2:

The following addition to the board's Policies and Procedures has been proposed:

No Authority board member who holds another public office incompatible with Authority board membership may participate in board or committee discussion or action that falls within the jurisdiction or reasonably could affect an interest of the other public office.

This language, if adopted, could be added to Article VI, with a change to the Article VI heading, or added as part of a new article.

After discussion among board members, member Diridon made a motion to table this item for two months for purposes of drafting language that would be acceptable. Chairman Pringle states that tabling an item takes precedence over all other motions. Crane seconded the motion. Member Kopp stated that he does not withdraw the motion because time is an imperative. Roll was called, the motion passed 6-1 with Member Kopp objecting.

Proposed Amendment # 3:

The following addition to the board's Policies and Procedures has been proposed:

Upon the request of any board member, the Executive Director/Chief Executive Officer shall, on behalf of the Authority, obtain an opinion of the Attorney General of the State of California as to whether a board member or Peer Review Group member is holding another public office incompatible with Authority board membership or membership on the Peer Review Group.

It is suggested that this language could be added to Article VI, with a change to the Article VI heading, or added as part of a new article.

After discussion among board members, member Diridon made a motion to table this item as well for two months for purposes of drafting language that would be acceptable. Chairman Pringle states that tabling an item takes precedence over all other motions. Crane seconded the motion. Member Kopp stated that he does not withdraw the motion because time is an imperative. Roll was called, the motion passed 6-1 with Member Kopp objecting.

Agenda Item # 4 – Operations Committee Report

Member Diridon reports that all is on schedule.

Agenda Item # 8 – Fresno – Bakersfield Section Supplemental Alternatives Analysis Report

CEO van Ark introduced Carrie Bowen for presentation. Carrie Bowen then introduced Tom Tracy to present slide show presentation which provided an update, description and made

recommendations to any changes in alignments, stations, and heavy maintenance facility site alternatives.

Staff recommendation: Consideration for the Board to approve as presented.

Public Comment was provided for this agenda item.

Member Katz moves the staff recommendation, seconded by Ms. Florez. Motion Passed unanimously.

Agenda Item # 9 – Bakersfield – Palmdale Preliminary Alternatives Analysis Report

Carrie Bowen introduced Bob Schaevitz, project manager for Bakersfield – Palmdale gave a presentation which described and made recommendations on the alignment, station and maintenance facility alternatives in that section.

Staff Recommendation: Consideration for the Board to approve the Preliminary AA as presented.

Member Kopp moves the staff recommendation, seconded by Ms. Florez. Motion passed unanimously.

Not listed on agenda: CEO Report

CEO van Ark gave a brief update on issues being worked on, recent meetings and upcoming travel with Governor Schwarzenegger & future meetings with constituents.

Chairman Pringle announces that per Legal Counsel, the two litigation items listed on the agenda no longer need further discussion at this time.

Meeting adjourned at 12:40 pm.